



UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

KEVIN BONILLA,

Plaintiff,

v.

SERGEANT JEMISON, et al.,

Defendants.

Case No. CV 11-7357-SJO (OP)

ORDER ACCEPTING FINDINGS,
CONCLUSIONS, AND
FINAL RECOMMENDATIONS OF
UNITED STATES MAGISTRATE
JUDGE

Pursuant to 28 U.S.C. § 636, the Court has reviewed the Complaint, all the records and files herein, the Report and Recommendation of the United States Magistrate Judge, and the Objections filed by Plaintiff, de novo.


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1 IT IS ORDERED that the Judgment be entered: (1) accepting this Report
2 and Recommendation; (2) granting the Defendants' Motion to Dismiss Plaintiff's
3 official capacity claims for damages against all Defendants with prejudice; (2)
4 granting Defendants' Motion to Dismiss Plaintiff's Eighth Amendment claim against
5 all Defendants in their individual capacities without prejudice for failure to exhaust
6 administrative remedies; (3) and dismissing this action without prejudice.

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8 DATED: August 27, 2012


HONORABLE S. JAMES OTERO
United States District Judge

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11 Prepared by:

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14 HONORABLE OSWALD PARADA
15 United States Magistrate Judge
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